

# Order

Michigan Supreme Court  
Lansing, Michigan

January 30, 2012

Robert P. Young, Jr.,  
Chief Justice

143838

Michael F. Cavanagh  
Marilyn Kelly  
Stephen J. Markman  
Diane M. Hathaway  
Mary Beth Kelly  
Brian K. Zahra,  
Justices

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In re Parole of BRIAN LEE TODD.

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PEOPLE OF THE STATE OF MICHIGAN,  
Appellee,

v

SC: 143838  
COA: 299967  
Lapeer CC: 97-005999-FC

PAROLE BOARD,  
Appellant.

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On order of the Court, the application for leave to appeal the August 25, 2011 judgment of the Court of Appeals is considered and, pursuant to MCR 7.302(H)(1), in lieu of granting leave to appeal, we VACATE the judgment of the Court of Appeals and we REMAND this case to the Court of Appeals for reconsideration in light of *In re Parole of Elias*, \_\_\_ Mich App \_\_\_ (2011) (COA Docket No. 300113, released November 1, 2011).

We do not retain jurisdiction.



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I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

January 30, 2012

*Corbin R. Davis*

Clerk